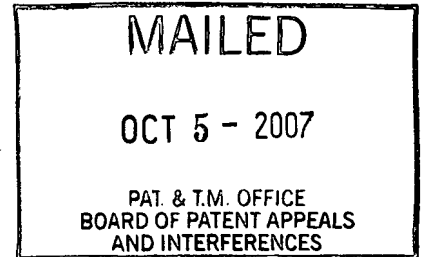


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JORG GREGOR SCHIEICHER
AND CHRISTOPHER ALLIN KITZE



Application No. 09/963,812

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on July 21, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

EXAMINER'S ANSWER

STATUS OF CLAIMS

On February 27, 2007, an Examiner's Answer was entered to the record. On page 2, the examiner stated that "[t]he statement of the status of claims contained in the brief is correct." However, on January 6, 2006, the appellants filed an amendment

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adding claims 28 and 29. The Final Rejection mailed March 8, 2006 indicates that only claims 1-27 were rejected. Clarification of the status of claims 28 and 29 is required. The Examiner shall notify the appellants, in writing whether or not claims 28 and 29 will be added for purposes of the appeal.

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- 1) for clarification of the status of claims 28 and 29; and
- 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: *Patrick J. Nolan*
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